

6. Sigma is unaware of any authorization from the Commission for the extension of B.T.U.'s facilities;

7. The extension of facilities without Commission authorization may constitute a violation of safety regulations of 807 KAR 5:022 and is a wasteful duplication of facilities which interferes with the operations of Sigma in violation of KRS 278.020 and 807 KAR 5:001(9)(3);

8. Sigma has been and continues to be able and willing to serve these customers;

9. A list of customers affected by B.T.U.'s actions is attached;

10. The actions of B.T.U. are in violation of the Commission's regulations and constitute an interference with the operations of Sigma;

11. Sigma requests that the Commission investigate the actions of B.T.U. to determine if B.T.U.'s service constitutes a violation of KRS Chapter 278 and 807 KAR 5:001(9)(3).

Because of the actions of B.T.U., the Commission should act quickly to determine the legitimate gas supplier to the affected customers and areas in and near Salyersville; to assure the safe extension and operation of natural gas facilities in accordance with Commission regulations; to eliminate confusion of existing and potential customers; and to assure that the operations of B.T.U. conform to all applicable regulatory requirements.

SUBMITTED BY



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ATTORNEY FOR SIGMA
GAS CORPORATION

Magoffin County New Courthouse
Downtown
Salyersville, KY 41465

Magoffin County Teen Coalition, Inc
P.O. Box 1307
Salyersville, KY 41465

H. C. Prater
P. O. Box 557
Salyersville, KY 41465

5 unknown people in Dixie section of Salyersville

Mark Rice
260 West Maple Street
Salyersville, KY 41465

Denise Gambill
391 West Maple Street
Salyersville, KY 41465

Burke Arnett
P.o. Box 1204
West Maple Street
Salyersville, KY 41465

Dana Howard
East Maple St.
Salyersville, KY 41465